

237 CMR 14.00: Examinations for Licensure

(NOTE: SECTION IS BEING REPLACED IN ITS ENTIRETY)

~~14.01: Applications~~

- ~~(1) All applicants for licensure shall submit an application for examination to the Board for its approval.~~
- ~~(2) Applications, which are not filed by the applicable deadline, shall not be accepted.~~
- ~~(3) Applications, which are not complete, not legible, or are not accompanied by the required fee(s) shall not be accepted and shall be returned to the applicant.~~
- ~~(4) Any candidate who is unsuccessful in passing an examination for any license cited in 237 CMR 13.00 within 90 days of receipt of his/her initial application for examination must reapply for licensure in order to maintain eligibility to sit for examination.~~

~~14.02: Examination Administration~~

~~Examinations for licensure shall be given in the English language.~~

~~14.03: Examination Scores~~

- ~~(1) Applicants for all licenses (Class A (Master Electrician), Class B (Journeyman Electrician), Class C (Systems Contractor) or Class D (Systems Technician)] shall obtain a passing score of at least 70% on the examination(s) required for each class of licensure.~~
- ~~(2) Credit to Veterans. The Board shall grant credit of 5% to the examination standing of each applicant who is a veteran as defined in M.G.L. c. 4 §7, clause 43.~~

~~14.04: Examination Review~~

- ~~(1) Any applicant who fails an examination may apply to the Board in writing for an opportunity to review the examination.~~
- ~~(2) Each applicant seeking review of an examination shall submit the required fee for such review.~~
- ~~(3) Applicants permitted to review an examination may not be accompanied by any individual while engaged in such review.~~
- ~~(4) The Board shall make all final decisions with respect to the validity of examination questions, applicant scores and applicant licensure.~~

~~14.05 Exemptions for utility employees~~

~~(1) Persons who are present or former employees of public utilities and, in such employment, are or were subject to the exemptions contained in M.G.L. c. 141, §7, shall have the benefit of those exemptions for so long as that person remains employed at the same work location or locations for any employer which succeeds the utility employer.~~

~~(2) Successor employers of persons or individuals seeking continued exemption subject to M.G.L. c. 141, §7 must specifically request such continued exemption from the Board on forms developed by and available from the Board.~~

~~(3) In order to assist the Board in maintaining the exemptions contained in M.G.L. c. 141, §7, successor employers of persons seeking continued exemption shall submit to the Board the following information in support of any application for continued exemption submitted either by the successor employer on behalf of one or more employees or by an individual employee on his or her own behalf:~~

- ~~(a) name(s) of persons proposed to be covered by a continued exemption;~~
- ~~(b) specific jobs performed by the person which involved electrical wiring, electrical installations or any other aspect of electrical work;~~
- ~~(c) the general nature of the work performed by the person while employed by the public utility and the successor employer;~~
- ~~(d) the work locations of the person while employed by the public utility and the successor employer;~~
- ~~and~~
- ~~(e) any other information requested by the Board which, in the judgment of the Board, will enable persons seeking continued exemption pursuant to M.G.L. c. 141, §7 to work in their places of employment.~~

~~The information must be provided by the successor employer to the Board no later than 90 days after divestiture of generating plants by the utility to successor employer.~~

~~Failure to provide the information required by this section shall result in rejection of the application by the Board.~~

~~(4) After the Board has reviewed the application for continued exemption submitted by a successor employer or an individual, the Board may approve said application based on the information contained therein or may, in its discretion, request that the employer, any individual(s) on whose behalf the employer submitted an application or an individual applicant appear before the Board to discuss the application.~~

14.01: Applications

(1) General Requirements

- (a) All applicants for licensure shall submit an application for examination to the Board for its approval.**

- (b) Applications, which are not complete, not legible, or are not accompanied by the required fee(s) shall not be accepted and shall be returned to the applicant.
- (d) Applicants may be required to provide documentation of having obtained a high school diploma or the equivalent with their application if requested by the board.
- (e) Applicants for examinations shall furnish proof of having obtained the required work experience and education using the proper form with their application unless provided in a web base medium acceptable to the Board.

(2) Application deadlines

- (a) Applications approved by the Board shall remain current for a maximum of one year based on the Board's application acceptance date after which time such applications will be deemed expired. However, no application shall be valid after the applicant's education or work experience has expired.
- (b) In situations, where applications have expired, candidates will be required to resubmit a completed application form, work experience form and education form, with appropriate fees before he or she will be allowed to proceed with the examination process.
- (c) Applications received, based on the board application received date (vendor stamp date) within 60 days of the expiration of the applicant's education or work experience shall be returned and the education/work experience shall be deemed expired.

14.02: Examination Administration, Passing Requirements and Reexamination Requirements for all Class/Type of Licenses

(1) General Examination Format

- (a) Examinations for licensure shall be given in the English language.
- (b) Journeyman and Technician Examinations are given in two Parts. One part of the examination questions are derived from apprentices supervised work experience. Part two of the examination questions are derived from the current Code, other Standards and Reference material, as provided in the Candidate Information Bulletin (CIB).
- (c) Master's and System Contractor's Examinations are given in two Parts. One part of the examination questions is derived from Business and related Laws. Part two of the examination questions are derived from the current Code, other Standards and Reference material, as provided in the Candidate Information Bulletin (CIB).

(2) Passage Requirements

- (a) Candidates shall obtain a grade of at least 70% on each part of the examination to obtain licensure.
- (b) New exam items may be added to the examinations, to reflect the adoption of a current Code, or adoption of other related Regulations or laws seven months from the enforcing date of such Code, Regulation or Law.
- (c) Credit to Veterans. The Board shall grant credit of 5% to the examination standing of each applicant who is a veteran as defined in M.G.L. c. 4 §7, clause 43.

(3) Reexamination Requirements

- (a) Candidates who have failed both or only passed one part of an examination will have 12 months, from the board's application acceptance date, to pass the part he or she failed otherwise, they will have to resubmit a completed application and take both parts of the examination.
- (b) In no case shall an applicant be allowed to sit for an exam more than three times unless they have complied with the provisions in these regulations regarding additional education.
- (c) Candidates who have failed to pass an examination shall wait a minimum of 24 clock hours to reschedule and sit for an exam.
- (d) Candidates who have failed an examination may repeat an objective or course based on their strengths and weakness documented in their score report.
- (e) Candidates who have not successfully passed the examination after three attempts shall furnish documentary proof satisfactory to the Board of having successfully completed learning objectives based on any weakness' disclosed on their score report before making an application for reexamination. The required education clock hours shall be determined by selected learning objectives. Such score report and certificate(s) of completion must be submitted with their application request.
- (f) Candidates who have not successfully passed the examination after six attempts shall furnish documentary proof satisfactory to the Board of having successfully completed learning objectives based on their weakness disclosed on their score report before making an application for reexamination. The required education clock hours shall be determined by section 13.09 of these regulations. Such score report and certificate(s) of completion must be submitted with their application request.
- (g) Candidates who were unsuccessful in passing an examination, and the examination item bank changes to reflect a promulgated code, or change in regulation or law shall successfully complete a 15 hour Continuing Education Program as provided in Section 17.01(1) of this regulation on the currently adopted Code incorporating the Massachusetts

Amendments in order to sit for reexamination. These candidates must submit to the Board their certificate of completion with their updated application for examination.

14.03: Examination Review

- (1) Any applicant who fails an examination may apply to the Board in writing for an opportunity to review the examination in accordance with the Board's policy and examination process provided in the Board's Candidate Information Bulletin.
- (2) Each applicant seeking review of an examination shall submit the required fee for such review in accordance with the Board's policy and examination process provided in the Board's Candidate Information Bulletin.
- (3) Applicants permitted to review an examination may not be accompanied by any individual while engaged in such review in accordance with the Board's policy and examination process provided in the Board's Candidate Information Bulletin.
- (4) The Board shall make all final decisions with respect to the validity of examination questions, applicant scores and applicant licensure.
- (5) Review Timelines
 - (a) Requests for review of an examination shall be accepted in accordance with the Board's policy and examination process provided in the Board's Candidate Information Bulletin. The Board may delegate this authority, as well as authority to review appeals of examination questions/items to its test administration vendor per policies and procedures implemented by the Board.
 - (b) Requests for review of an examination will not be accepted more than 30 days from the score report date.
 - (c) Requests for appeal of examination questions/items will not be accepted more than 30 days from the date an examination review takes place.
 - (d) Requests for a limited appearance before the board to appeal the determination of an examination appeal will not be accepted more than 30 days from the date of that determination.

14.04 Exemptions for utility employees

- (1) Persons who are present or former employees of public utilities and, in such employment, are or were subject to the exemptions contained in M.G.L. c. 141, §7, shall have the benefit of those exemptions for so long as that person remains employed at the same work location or locations for any employer which succeeds the utility employer.

- (2) Successor employers of persons or individuals seeking continued exemption subject to M.G.L. c. 141, §7 must specifically request such continued exemption from the Board on forms developed by and available from the Board.
- (3) In order to assist the Board in maintaining the exemptions contained in M.G.L. c. 141, §7, successor employers of persons seeking continued exemption shall submit to the Board the following information in support of any application for continued exemption submitted either by the successor employer on behalf of one or more employees or by an individual employee on his or her own behalf:
 - (a) name(s) of persons proposed to be covered by a continued exemption;
 - (b) specific jobs performed by the person which involved electrical wiring, electrical installations or any other aspect of electrical work;
 - (c) the general nature of the work performed by the person while employed by the public utility and the successor employer;
 - (d) the work locations of the person while employed by the public utility and the successor employer; and
 - (e) any other information requested by the Board which, in the judgment of the Board, will enable persons seeking continued exemption pursuant to M.G.L. c. 141, §7 to work in their places of employment.
- (4) The information must be provided by the successor employer to the Board no later than 90 days after divestiture of generating plants by the utility to successor employer.
- (5) Failure to provide the information required by this section shall result in rejection of the application by the Board.
- (6) After the Board has reviewed the application for continued exemption submitted by a successor employer or an individual, the Board may approve said application based on the information contained therein or may, in its discretion, request that the employer, any individual(s) on whose behalf the employer submitted an application or an individual applicant appear before the Board to discuss the application.

REGULATORY AUTHORITY:

237 CMR 14.00: M.G.L. c. 141, §§ 2 and 2A.; St. 1997, c. 306, Acts of 1997